

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA

FILED IN CLERK'S OFFICE  
U.S.D.C. - Atlanta

AUG 15 2022

KEVIN P. WEIMER, Clerk  
By: *[Signature]*

1983 Com Plain

CARTARVIS A JORDAN  
Plaintiff"

1:22-CV-3267

VS

Gwendolen Farrington, Foreperson for Fulton County.

~~██████████~~ Deputy Clerk for Fulton County, Cathelen "Tina" Robinson Clerk of Superior Court Clerk for Fulton County, Paul L. Howard District Attorney for Fulton County, Charles Bailey Assistant District Attorney for Fulton County, Fulton County and The Georgia Department of Corrections. The suit is against all of them individually and in their official capacities,

"Defendant's"

JURISDICTION & VENUE

1. This is a Civil action authorized by 42 U.S.C. State law of rights secured by the Constitution of the United States. The Court has jurisdiction under 28 U.S.C. Section 1331 and 1333(a)(3). Plaintiff seeks declaratory relief pursuant to 28 U.S.C. Section 2201 and 2202. Plaintiff's claims for relief are authorized by 28 U.S.C. Section 2283 & 2284 and Rule 65 of the Federal Rules of the Civil Procedure.
2. The Northern district of Georgia is an appropriate venue under 28 U.S.C. Section 1331(b)(2) because it is where the events giving rise to these claims occurred.
3. Plaintiff, Cartarvis A. Jordan, is and was at all times mentioned herein a prisoner of the State of Georgia in the custody of the ~~██████████~~ Georgia Department of Corrections. He is currently confined in Smith State Prison, in Glennville Georgia.
4. Defendant ~~██████████~~ is the Deputy Clerk for Fulton County, Cathelen "Tina" Robinson is the Clerk for Fulton County. Paul L. Howard is the District Attorney for Fulton County, Charles Bailey was the Assistant District Attorney for Fulton County, Fulton County ~~██████████~~ because these events happened there and the Georgia Department for holding me they are all responsible for the Plaintiff's judgement being void and holding Plaintiff,

5. Each defendant is sued individually and in his and her official capacity. At all times mentioned in this Complaint each defendant acted under the color of State law.

### FACTS

6. On the 8 day of August 2022, Plaintiff obtained a copy of his true Bill "Showing" that his judgment is void. This is a on going situation The Georgia Department of Corrections is currently holding Plaintiff on a illegal void conviction, And the limitation has run out to re-try the Plaintiff. For the past Seven years Plaintiff has been held at some of the worst close security level five Prisons in the Georgia Department of Corrections while serving a life sentence on a illegal void Judgment; Because the Fulton County Superior Court Clerk and the Deputy Clerk of Fulton County along with the district attorney for Fulton County and the assistant district attorney for Fulton County has demonstrated fraud on the Court's by not having a substantial seal on the true Bill Showing that it was entered and returned into open court, And since this incident has taken place Plaintiff has endured serious physical injury while being in prison and has become a chronic heart patient and suffers from mental and emotional injuries as well as physical injury's from incidents that's occurred while being held on a illegal judgment, Plaintiff has had two (2) open heart surgeries, A broken left hand, A broken right ankle, five stitches in his lips, And nightmares about incidents that's happened to Plaintiff while being held on this illegal sentence and would like to file for claims of cruel and unusual punishment, Mental and emotional injury's, false imprisonment, Demonstrated fraud on the court, Abuse of process and Wrongful Conviction.

7. You may refer to my documents attached to the back of my Complaint Exhibit A is a legal document telling the Plaintiff that the Clerk's office don't have the grand jury information and Exhibit B is a copy of the Plaintiff true Bill Shows that it was not returned into open court.

- Exhaustion of legal Remedies
8. Plaintiff, Cartavis A. Jordan did not use the Prisoner Grievance Procedure available at Smith State Prison to try and solve the problem. Because it's not a situation that happened in prison, prisoners must commonly use Section 1983 to enforce rights guaranteed by the U.S. Constitution. 42 USC 1997(e)(1) provides that "no action shall be brought with respect to prison conditions. By a prisoner confined in any jail, prison or other correctional facility until such administrative remedies are available are exhausted." Here the plaintiff have claims regarding a violation of his constitutional rights not pertaining to prison conditions. Plaintiff has obtained a true Bill on 8-8-22 showing that his indictment is void because it was not returned into open, it has no ~~sub~~ substantial seal showing that it was filed into open court.
9. The void judgment ~~has~~ violated Plaintiff Cartavis A. Jordan rights and constituted cruel and unusual punishment, mental and emotional injury, false imprisonment, ~~Dem~~ starting fraud on the court, abuse of process and wrongful conviction, under the First, Fifth, Eighth and Fourteenth Amendment to the United States Constitution.
10. The Plaintiff has no plain, adequate or complete remedy at law to redress the wrongs described herein. Plaintiff has been and will continue to be irreparably injured by the conduct of the defendant's unless this court grants the relief which Plaintiff seeks.

#### Prayer for Relief

- Wherefore, Plaintiff respectfully prays that this court enter granting Plaintiff;
11. A declaration that the act and omissions described herein violated Plaintiff's right's under the Constitution and laws of the United States.
12. A preliminary and permanent injunction ordering all the above named defendant's to start making sure that indictments are returned into open court.

13. Compensatory damages in the amount of 50 million dollars against each defendant jointly and severally.
14. Punitive damages in the amount of 50 million dollars against each defendant.
15. A jury trial on all issues triable by jury.
16. Plaintiff's ~~att~~ costs in this suit.
17. Any additional relief this Court deems just proper, and equitable.

Date: 8-8-22

Respectfully Submitted



Carteravis A. Jordan #1000139069  
Smith State Prison  
P.O. Box 726 9676 North  
Glennville, GA 30427

Exhibit A

CLERK OF SUPERIOR COURT & MAGISTRATE COURTS  
 FULTON COUNTY  
 THE HONORABLE CATHELENE "TINA" ROBINSON  
 CLERK OF SUPERIOR COURT  
 (404) 613-5314

July 6, 2022

Mr. Cartarvis Antonio Jordan  
 Smith State Prison  
 P. O. Box 726  
 Glennville, Georgia 30427  
 G. D. C. No. 1000139069



**Re: Request for Copy of Grand Jury Information**

**Case No. 15SC138023**

Dear: Mr. Jordan:

In response to your request(s) please review the item(s) checked below:

We need more information to complete your request. Please provide us with an Indictment, Civil Action number or Accusation number to the particular case which you are referring to. Also, list alias names used charges and arrest information, your date of birth & SS #.

We have enclosed the document you requested.

Your document(s) has been filed in our office, and a copy has been forwarded to the Litigation Manager for the Honorable Judge \_\_\_\_\_ for consideration. The mailing address is 185 Central Avenue, Suite T-\_\_\_\_\_ Atlanta, Georgia 30303.

Our database shows no future court date scheduled in your case. Please contact the Litigation Manager for Judge \_\_\_\_\_ at: 185 Central Avenue, Suite T-\_\_\_\_\_ Atlanta, Georgia 30303.

Your request has been received and filed in our office. Your Grand Jury Information are not filed with the Clerk's Office. You can contact the District Attorney's Office at: 136 Pryor Street, 3<sup>rd</sup> Floor, Atlanta, Georgia 30303.

The Grand Jury has indicted this case. Your new case number for \_\_\_\_\_

We are unable to process your request, because our office does not provide legal assistance. You may wish to secure the services of an attorney.

We have forwarded a copy of your motion to the District Attorney's Office. The address is 136 Pryor Street, SW, 3<sup>rd</sup> Floor, Atlanta, Georgia, 30303.

Our office does not conduct background checks to determine pending charges. Please contact the Sheriff's Department at 185 Central Avenue, 9<sup>th</sup> Floor, Atlanta, Georgia 30303.

We are returning your document because,

Sincerely,  
 [Signature]  
 Deputy Clerk

DIRECT INDICTMENT

EJ16-Adams  
CF

Clerk No. 15SC138023

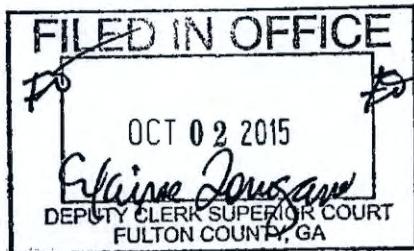
FULTON SUPERIOR COURT

THE STATE OF GEORGIA

v.

CARTARVIS JORDAN  
DA #: 15DA09724

- 1 ARMED ROBBERY O.C.G.A. §16-8-41
- 2 ARMED ROBBERY O.C.G.A. §16-8-41
- 3 ARMED ROBBERY O.C.G.A. §16-8-41
- 4 AGGRAVATED ASSAULT WITH A DEADLY WEAPON O.C.G.A. §16-5-21
- 5 AGGRAVATED ASSAULT WITH A DEADLY WEAPON O.C.G.A. §16-5-21
- 6 AGGRAVATED ASSAULT WITH A DEADLY WEAPON O.C.G.A. §16-5-21
- 7 POSSESSION OF FIREARM OR KNIFE DURING COMMISSION OF A FELONY O.C.G.A. §16-11-106
- 8 POSSESSION OF FIREARM BY CONVICTED FELON O.C.G.A. §16-11-131



True BILL

October 2, 2015

Grand Jury Foreperson

PERSONID: 26743

PAUL L. HOWARD, JR., District Attorney

Verification Of Complaint

I have read the foregoing Complaint and hereby verify that the matters alleged therein are true and correct except as to matters alleged on information and belief, and, as to those, I believe them to be true. I certify under penalty of perjury that the foregoing is true and correct.

This 8<sup>th</sup> day of August 2022.

X Cartervis A. Jordan

Cartervis A. Jordan #100839069  
Smith State Prison PoBox 726  
9676 North Glenville GA 30427